

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Shannon V. Davidson, et al.
Serial No.: 10/825,345
Filing Date: April 15, 2004
Art Unit: 2451
Confirmation No.: 8660
Examiner: Saket K. Daftuar
Title: *System and Method for Computer Cluster
Virtualization Using Dynamic Boot Images
and Virtual Disk*

Mail Stop: AF

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Notice of Appeal

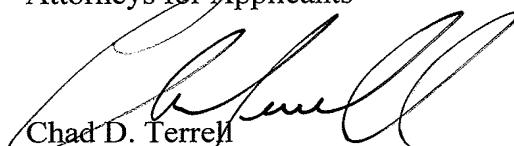
Applicants hereby appeal to the Board of Patent Appeals and Interferences (the "Board") from the decision of the Examiner dated March 19, 2010, finally rejecting Claims 1-45. Applicants respectfully request the Board to reconsider these rejections. Concurrently with this Notice of Appeal, Appellants file a Pre-Appeal Brief Request for Review for consideration with this Notice of Appeal.

The Commissioner is here by authorized to charge the Notice-of-Appeal fee of \$540.00 to Deposit Account No. 02-0384 of Baker Botts L.L.P. Although Applicants believe no other fees are due, the Commissioner is here by authorized to charge any additional necessary fees and credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

If the Examiner feels that a telephone conference would advance prosecution of this Application in any manner, the Examiner is invited to contact Chad D. Terrell, Attorney for Applicants, at the Examiner's convenience at (214) 953-6813.

Respectfully submitted,

BAKER BOTTS L.L.P.
Attorneys for Applicants



Chad D. Terrell
Reg. No. 52,279

Date: June 21, 2010

CORRESPONDENCE ADDRESS:

Customer No. **45507**